

# **EXHIBIT BJ**

SUPERIOR COURT OF ARIZONA

MARICOPA COUNTY

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IN THE MATTER OF:

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) Case No: JD532206

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TRANSCRIPT OF DIGITALLY-RECORDED PROCEEDINGS

RE: Pretrial Conference Hearing  
Status Conference Permanency Planning

January 6, 2020

1:32 p.m.

BEFORE: HONORABLE JENNIFER E. GREEN

PREPARED BY:  
Keisha Heflin,  
Certified Electronic  
Transcriber No. CET-545

PREPARED FOR:  
Arturo Escutia, Esq.

(Certified Copy)



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|--|---|
| <p style="text-align: right;">Page 2</p> <p style="text-align: center;">A P P E A R A N C E S</p> <p>1</p> <p>2</p> <p>3 For the Department: Katie Martoncik, Esq.</p> <p>4 Gregory Coordes, Esq.</p> <p>5 Janna Johnson, Esq.</p> <p>6 For the Children: Kinda Johnson-Hurd, Esq</p> <p>7 For the Mother: DeeAn Gillespie Strub, Esq.</p> <p>8 For the Father: Suzanne Nicholls, Esq.</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13 ALSO PRESENT:</p> <p>14 Emine Fougner, Interpreter</p> <p>15 Madison Bell, DCS Child Safety</p> <p>16 Mecca Temple, DCS Supervisor</p> <p>17 Susan Stark, CASA</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>   | <p style="text-align: right;">Page 4</p> <p>1 THE COURT: Thank you. In back?</p> <p>2 MS. LEONARD: Judith Leonard, Assistant</p> <p>3 Attorney General, observing.</p> <p>4 MS. TEMPLE: Mecca Temple, DCS Supervisor.</p> <p>5 MS. JOHNSON: Janna Johnson, Assistant</p> <p>6 Attorney General.</p> <p>7 MS. MARTONCIK: Katie Martoncik, Assistant</p> <p>8 Attorney General appearing on behalf of the department.</p> <p>9 THE COURT: All right. Welcome, everyone.</p> <p>10 I'm first going to read the Rule 41(F) Admonition as</p> <p>11 slowly as I possibly can for our Turkish interpreter.</p> <p>12 THE INTERPRETER: If you could do it like a</p> <p>13 sentence at a time, that way he can be able to give</p> <p>14 reaction and --</p> <p>15 THE COURT: I'll do my best.</p> <p>16 THE INTERPRETER: Yes. Thank you.</p> <p>17 THE COURT: You are prohibited by order of</p> <p>18 the court from disclosing outside of this hearing any</p> <p>19 personally identifiable information about the child,</p> <p>20 siblings, parents, guardians, caregivers, or others</p> <p>21 mentioned in the hearing. This includes the name,</p> <p>22 address, date of birth, Social Security number, social</p> <p>23 media information, driver's license number, tribal</p> <p>24 identification number, school identification, military</p> <p>25 identification number, or any other distinguishing</p> |
| <p style="text-align: right;">Page 3</p> <p style="text-align: center;">P R O C E E D I N G S</p> <p>1</p> <p>2 THE COURT: Good afternoon, everyone. The</p> <p>3 Court calls JD 532206. This is the matter of Dylan</p> <p>4 Kahraman and Kenan Kahraman. Appearances, please.</p> <p>5 MR. COORDES: Gregory Coordes, the Assistant</p> <p>6 Attorney General for the department.</p> <p>7 MS. BELL: Madison Bell, DCS case manager.</p> <p>8 MS. JOHNSON-HURD: Kinda Johnson-Hurd,</p> <p>9 guardian ad litem.</p> <p>10 MS. STARK: Ms. Stark, CASA.</p> <p>11 MS. GILLESPIE STRUB: Ms. Gillespie Strub,</p> <p>12 counsel for mother.</p> <p>13 MS. KAHRAMAN: Jessica Kahraman, mother.</p> <p>14 THE COURT: Welcome, Ms. Kahraman.</p> <p>15 MS. KAHRAMAN: Thank you.</p> <p>16 MS. NICHOLLS: Suzanne Nicholls, Office of</p> <p>17 the Public Advocate on behalf of Mr. Kahraman.</p> <p>18 THE COURT: Welcome, Mr. Kahraman.</p> <p>19 MR. KAHRAMAN: Ahmet Kahraman, father.</p> <p>20 Thank you.</p> <p>21 THE INTERPRETER: Emine Fougner, the</p> <p>22 interpreter.</p> <p>23 THE COURT: And you've been sworn; correct?</p> <p>24 Is that a yes?</p> <p>25 THE INTERPRETER: Yes.</p> | <p style="text-align: right;">Page 5</p> <p>1 characteristic that tends to identify a particular person.</p> <p>2 This prohibition applies to all who remain in the</p> <p>3 courtroom or on the phone. Failure to abide by this order</p> <p>4 is contempt of court punishable by jail, fines, or other</p> <p>5 sanctions.</p> <p>6 We are here today to deal with mother's</p> <p>7 motions. The Court is in receipt of the following motion.</p> <p>8 First, I have the original motion in limine to preclude</p> <p>9 the testimony of Dr. Kelly.</p> <p>10 MS. GILLESPIE STRUB: Your Honor, did the</p> <p>11 Court get information that we had reached an agreement</p> <p>12 surrounding some of this moot?</p> <p>13 THE COURT: Zero.</p> <p>14 MS. GILLESPIE STRUB: Okay. Well, I emailed</p> <p>15 the Court. There was some stuff that came in.</p> <p>16 THE COURT: Thank you for interrupting me.</p> <p>17 MS. GILLESPIE STRUB: Thank you. And I</p> <p>18 thought I emailed back to your court earlier this morning</p> <p>19 to let the Court know that those motions are rendered moot</p> <p>20 because last -- late Friday afternoon, mother and the</p> <p>21 department reached an agreement as to language for</p> <p>22 dependency as to mother.</p> <p>23 THE COURT: Well, that is an interesting</p> <p>24 update.</p> <p>25 MR. COORDES: And, Your Honor, it's my</p>                |



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1 THE COURT: All right. May father be  
 2 excused?  
 3 MS. MARTONCIK: I have one more thing  
 4 regarding father. And this has been raised with his  
 5 counsel already. There have been several allegations that  
 6 have made -- been made in the last few weeks. One of them  
 7 is that father has been drinking excessively. None of the  
 8 visitation notes reflect that concern. However, there's a  
 9 very easy way for us to rule that out and that is by  
 10 father engaging in some testing for the department. So we  
 11 are going to ask that father engage in six weeks of  
 12 rule-out testing for the department. The case manager  
 13 will provide him with that information when she next sits  
 14 down with him, but I wanted to make him aware of that on  
 15 the record so that he was not caught by surprise when the  
 16 case manager sat down with him next.

17 MS. NICHOLLS: And that's fine. He's --  
 18 he's in agreement to do that. I would just ask that that  
 19 sit-down happen sooner rather than later so that  
 20 there's -- time's not being wasted that he could be  
 21 demonstrating that these allegations are utterly false.

22 MS. MARTONCIK: Absolutely.

23 THE COURT: Can we sit down this week?

24 MS. BELL: Yes, that's not a problem.

25 MS. MARTONCIK: Yes, absolutely.

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1 THE COURT: Okay. The Court will order the  
 2 department to sit down with father this week and get the  
 3 EtG testing going.

4 If you can go ahead and translate all that.

5 Thank you, ma'am.

6 THE INTERPRETER: Thank you.

7 THE COURT: All right. May he be excused?

8 MS. MARTONCIK: As far as the department.

9 MS. GILLESPIE STRUB: We would like his  
 10 passports turned in. The children's passports turned in  
 11 too. Were you going to address that?

12 MS. MARTONCIK: I have been told that the  
 13 children do not have passports by Ms. Nicholls, but the  
 14 department did address that with father's counsel after it  
 15 was raised by mother. The department was told that --  
 16 that the children do not have passports. If they do,  
 17 certainly, it's not unreasonable for them to be turned in.

18 MS. GILLESPIE STRUB: Well, my client  
 19 believes they have Turkish passports and father had made  
 20 an indication early in the case that he was going to flee  
 21 with the children to Turkey. We have declarations from my  
 22 client's parents about that.

23 THE COURT: Okay. Hold on.

24 MS. GILLESPIE STRUB: Okay.

25 THE COURT: Let's interpret. And then we'll

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1 hear from Ms. Nicholls.

2 THE INTERPRETER: Okay.

3 THE COURT: Ms. Nicholls, are there  
 4 passports of any kind?

5 MS. NICHOLLS: As to the children, he does  
 6 not believe so. It's his understanding that the  
 7 applications that both parents had filled out for the  
 8 children are with Jessica in her parents' home and that  
 9 they did not get a passport because they couldn't do the  
 10 pictures of the kids.

11 His passport, I don't know why he would need  
 12 to turn that over. He's here. He's always been here.  
 13 He's not planning on leaving. He's actively working with  
 14 his mother to try to have his mother come to the United  
 15 States to also help in the transition of the kids. He's  
 16 not planning on going anywhere.

17 THE COURT: And I don't think his passport  
 18 is at issue in my mind. I think it was just the children.

19 MS. MARTONCIK: The department has no need  
 20 for father's passport.

21 THE COURT: Okay. So let us be very clear,  
 22 if either parent has passports from any country for the  
 23 children, they need to be surrendered to the department.

24 MS. MARTONCIK: That would be appreciated.

25 THE COURT: That is the Court's order within

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1 24 hours of today. If they're -- either parent has  
 2 outstanding passport applications that are filled out in  
 3 any way, shape, or form, they are not to submit them to  
 4 any country's processing desk for passports unless there  
 5 is an agreement with each other and the department to do  
 6 so. And then that way you all can file something with me  
 7 if you need to, but I'm not allowing you all to get  
 8 passports for the children unless there's a reason to do  
 9 so that the department approves of.

10 Any objection to that?

11 MS. NICHOLLS: No.

12 MS. MARTONCIK: No.

13 MS. GILLESPIE STRUB: No.

14 MR. COORDES: Your Honor, may I make an  
 15 amendment to that?

16 THE COURT: Sure.

17 MR. COORDES: Is it possible that the Court  
 18 also order that any applications that have filled out in  
 19 any way can be surrendered to the department within 24  
 20 hours, not just the applications, because -- just so  
 21 there's no -- no confusion about any outstanding  
 22 applications.

23 THE COURT: I don't have -- if there's a  
 24 concern about fleeing -- I've had this issue come up in a  
 25 different context -- it can be -- it can have very real



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1 moot?

2 THE COURT: Yes. You agree that they're

3 moot?

4 MS. GILLESPIE STRUB: Moot, yes.

5 THE COURT: Yes.

6 MS. GILLESPIE STRUB: Not -- not denial on

7 the merits but just moot.

8 THE COURT: Right. All the motions are moot

9 that were outstanding.

10 Thank you. This matter's adjourned.

11 MS. MARTONCIK: Thank you.

12 (Hearing concluded at 2:41 p.m.)

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1 STATE OF ARIZONA )

2 ) ss.

3 COUNTY OF MARICOPA )

4 BE IT KNOWN that the foregoing audio/video

5 recording was transcribed by me; that the foregoing pages

6 are a full, true, and accurate record of the audio

7 recording, all done to the best of my skill and ability.

8 I CERTIFY that I am in no way related to any of

9 the parties hereto, nor am I in any way interested in the

10 outcome hereof.

11 [ ] Review and signature was requested.

12 [ ] Review and signature was waived.

13 [X] Review and signature not required.

14 I CERTIFY that I have complied with the ethical

15 obligations set forth in ACJA 7-206(F)(3) and ACJA 7-206

16 J(1)(g)(1) and (2).

17 Dated at Phoenix, Arizona, this 9th day of

18 February, 2025.

19 /s/ Keisha Heflin

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22

23 KEISHA HEFLIN, CET

24 Certified Electronic

25 Transcriber CET-545

\* \* \* \* \*

19 I CERTIFY that Griffin Group International has

20 complied with the ethical obligations set forth in ACJA

21 7-206 (J)(1)(g)(1) through (6).

22 /s/ Griffin & Associates

23

24 GRIFFIN & ASSOCIATES, LLC

25 Registered Reporting Firm

Arizona RRF No. R1005

